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3 UNITED STATES DISTRICT COURT  
4 NORTHERN DISTRICT OF CALIFORNIA

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6 HURST,

No. C 08-2518 WDB

7 Plaintiff,  
8  
9 v.

ORDER FOLLOWING INITIAL CASE  
MANAGEMENT CONFERENCE

10 CITY OF ALAMEDA,  
11 Defendant.  
12

13 On October 6, 2008, the parties appeared for an Initial Case Management Conference.  
14 In their Joint Case Management Statement and on the record during the Conference, the  
15 parties indicated that they were amenable to attempting to resolve this action through a court-  
16 sponsored ADR session that likely would be a hybrid of mediation and early neutral  
17 evaluation. Accordingly, the Court decided to defer setting a trial date until after the parties  
18 have attended the ADR session that must occur by no later than Friday, January 30, 2009.

19 A member of the Court's ADR Department will contact the parties directly to set the exact  
20 date for the session. The Court encouraged the parties to use the time leading up to the ADR  
21 event to disclose material information and documents to one another and to undertake any  
22 surgical discovery that is necessary to have a productive ADR session. In particular, during  
23 the month of November 2008, counsel should make every good faith effort to depose the two  
24 witnesses and the Plaintiff.

25 If the parties are unable to settle the case, they must appear before the undersigned  
26 on **Wednesday, February 11, 2009, at 1:30 p.m.**, for a further case management conference  
27 during which the Court will set a trial date. Counsel may appear by telephone for the  
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1 conference by notifying the undersigned's administrative law clerk at least two days before  
2 the hearing at (510) 637-3324. **By no later than Monday, February 9, 2009, at noon,** the  
3 parties must file a Further Joint Case Management Statement that describes the discovery that  
4 has taken place and suggests a specific case development plan and schedule. The parties  
5 must not include in this Statement any information about the substance of their settlement  
6 negotiations.

7 If the matter settles before February 11, 2009, the parties must promptly prepare and  
8 file dismissal papers and notify the Court by calling (510) 637-3324.

9 IT IS SO ORDERED.

10 Dated: October 6, 2008



Wayne D. Brazil  
WAYNE D. BRAZIL  
United States Magistrate Judge

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